

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

UNITED STATES OF AMERICA,

Plaintiff,

VS.

DUSTIN M. FRANK,

Defendant.

8:20CR318

ORDER

This matter is before the court on the defendant's Motion to Continue Trial [24]. Counsel has many trials scheduled in state court as well as being out of the district. For good cause shown,

IT IS ORDERED that the Motion to Continue Trial [24] is granted, as follows:

1. The jury trial, now set for August 30, 2021, is continued to **November 29, 2021**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and November 29, 2021**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

DATED: August 16, 2021.

BY THE COURT:

s/ Susan M. Bazis
United States Magistrate Judge